

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q87775

Heinz FOCKE, et al.

Appln. No.: 10/533,221

Group Art Unit: 1731

Confirmation No.: 7071

Examiner: Phu Hoang NGUYEN

Filed: April 29, 2005

For: DEVICE FOR PROCESSING TOBACCO DURING THE PRODUCTION OF CIGARETTES

STATEMENT UNDER 37 CFR § 1.704(d)

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

The undersigned hereby states, upon information and belief:

That EP 1 285 592 contained in the Information Disclosure Statement filed concurrently herewith was cited in the attached communication from the European Patent Office in the counterpart European application and that the communication was not received by any individual designated in 37 C.F.R. §1.56(c) more than thirty days prior to the filing of said Information Disclosure Statement.

Respectfully submitted,

/John H . Mion/

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Date: November 7, 2007